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Intel Corporation

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

MICHAEL BRAUCH, a resident of San
Francisco, and ANDREW MEIMES, a resident of
New York, on behalf of themselves and all others
similarly situated,

Plaintiffs,

v.

INTEL CORPORATION, a Delaware
corporation,

Defendant.

No. C-05-2743-MHP

STIPULATION AND [PROPOSED]
ORDER TO CONTINUE FILING DATE
FOR DEFENDANT'S RESPONSE TO
PLAINTIFFS' COMPLAINT

IT IS STIPULATED BY AND BETWEEN THE PARTIES, THROUGH THEIR
COUNSEL AS FOLLOWS:

Pursuant to Civil Local Rule 6-2, Plaintiffs Michael Brauch and Andrew Meimes
[“Plaintiffs”], and Defendant Intel Corporation hereby stipulate that Intel Corporation’s response
to Plaintiffs’ complaint shall be due either 60 days after transfer of the above captioned case
pursuant to any motion to coordinate or consolidate pre-trial proceedings per 28 U.S.C. Section
1407 or, in the alternative, 45 days after any such motion has been denied. The parties request

1 this extension of time to answer or otherwise respond because Plaintiffs have filed a petition to
2 coordinate or consolidate pre-trial proceedings per 28 U.S.C. Section 1407, the outcome of
3 which will impact significantly the schedule of this case.

4 This is the first stipulation between the parties. Because this litigation has just
5 begun, granting such a stipulation will not have any negative impact on the schedule of this case.

6 IT IS HEREBY STIPULATED.
7 DATED: July ___, 2005

8 Bingham McCutchen LLP

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10 By: _____
11 JOY K. FUYUNO
12 Attorneys for Defendant
13 Intel Corporation

14 DATED: July ___, 2005

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16 The Furth Firm LLP

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19 By: _____
20 ALEX C. TURAN
21 Attorneys for Plaintiff
22 Benjamin Allanoff
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[PROPOSED] ORDER TO CONTINUE DEFENDANT'S RESPONSE DATE

IT IS HEREBY ORDERED that Defendant Intel Corporation's response to Plaintiff's complaint shall be due either (1) the earlier of 60 days after transfer of the above captioned case pursuant to any motion to coordinate or consolidate pre-trial proceedings per 28 U.S.C. Section 1407 or such time for response that the transferee Court may require for any action made part of the same MDL, or, (2) 45 days after any such motion has been denied.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: _____, 2005

Honorable Marilyn Hall Patel
United States District Judge